

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

PS – Commercial Taxes Department – Sri S.E.Krishna Mohana Reddy, CTO (General), O/o.CCT, Hyderabad – Inclusion of name of Sri S.E.Krishna Mohan Reddy in the panel of Commercial Tax Officers in the panel year 2004-05 at Sl.No.206 (A) above the name of Sri G.Dwarakanath Reddy and assigning notional promotion to cadre of Assistant Commissioner (CT) on par with his junior, w.e.f, 31.12.2005, in relaxation of Rule 33(a) of A.P.State and Subordinate Service Rules, 1996 – Orders - Issued.

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REVENUE(CT.I)DEPARTMENT

G.O.Ms.No.139,

Dated.21.04.2015

Read the following:

1. G.O.Ms.No.940, Rev(Vig.I)Dept, Dated.02.09.2009.
2. G.O.Ms.No.1661, Rev(CT.I)Dept., date:25.08.2011.
3. Orders of Hon'ble High Court of A.P.,
Dated.03.12.2013 in Cr.A.Nos.1262&1324 of 2007.
4. G.O.Ms.No.78, Rev(Vig.I)Dept., date.14.02.2014.
5. G.O.Ms.No.129, Rev(CT.I) Dept., date:29.03.2014
6. G.O.Ms.No.304, Rev(Vig.II)Dept., date:03.09.2014.
7. From the CCT, A.P., Hyderabad, Ref.No. D2/647/2014,
Dated.25.09.2014.
8. U.O.Note.No.29722/CT.I(1)/2014, Rev(CT.I)Dept.,
Dt.07.11.2014.
9. U.O.Note.No.19500/DPC/2014-2, GA((DPC)Dept.,
Dated.12.12.2014.
10. Govt.Memo.No.29722/CT.I(1)/2014, Dated.22.01.2015.
11. CCTs Ref.No.D2/647/2014, dt.31.01.2015, show
cause notice published in A.P.Extra ordinary Gazette
No.28, Dated.06.02.2015.
- 12.From the CCT, A.P., Hyd., Ref.No.D2/647/2014,
Dated.05.03.2015

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Sri S.E.Krishna Mohan Reddy was selected as Commercial Tax Officer and joined on 26.11.1997. In G.O. 1st read above, Sri S.E.Krishna Mohan Reddy, former Commercial Tax Officer, Karimnagar was dismissed from service, consequent on conviction in CC.No.25/2002 by the Hon'ble Principal Special Judge for SPE and ACB Cases, Hyderabad.

2. In G.O. 4th read above, Sri S.E.Krishna Mohan Reddy was re-inducted into service in view of the acquittal orders of the Hon'ble High Court, Dated.03.12.2013 in Criminal Appeal No.1262/2007, pending filing of SLP before the Hon'ble Supreme Court of India.

3. Meanwhile, the Government have finalized the seniority list of Commercial Tax Officers from the panel years 1975-76 to 1998-99, in G.O. 2nd read above, wherein the name of Sri S.E.Krishna Mohan Reddy was placed at Sl.No.494, below the name of Sri I.Srinagesh at Sl.No.493 and above of the name of Sri G.Dwarakanath Reddy at Sl.No.495.

4. In G.O. 5th read above, Government have finalized the seniority list of Assistant Commissioners (CT) for the panel years from 1983-84 to 2010-11, wherein the name of Sri S.E.Krishna Mohan Reddy, was not included and while disposing the objection filed by him against the show cause notice, it is mentioned that his name will be included at appropriate place in the seniority list of Assistant Commissioners(CT) after the final disposal of SLP. In the said seniority, the name of Sri G.Dwarakanadh Reddy, who is junior to S.E.Krishna Mohan Reddy was placed at Sl.No.207 in the panel year 2004-05.

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5. In G.O. 6th read above, Government have decided not to file SLP before the Hon'ble Supreme Court of India against the judgment of Hon'ble High Court of A.P., Dt.03.12.2013 in Criminal Appeal No.1262/2007 and dropped further action against Sri S.E.Krishna Mohan Reddy, CTO and regularized the suspension period (i.e. from 01.04.2001 to 22.08.2003) and the dismissal period (i.e., from 11.09.2009 to 18.02.2014) as duty under FR 54-A(3).

6. The proposal of the Commissioner of Commercial Taxes, A.P., Hyderabad was placed before the Review Screening Committee and after accepting the recommendations of the Review Screening Committee, the Government have provisionally decided to include the name of Sri S.E.Krishna Mohan Reddy, Commercial Tax Officer in the panel of Commercial Tax Officers fit for notional promotion to the category of Assistant Commissioner of Commercial Taxes, at Sl.No.206(A), between the names of Sri I.Srinagesh (Sl.No.206) and Sri G.Dwarakanath Reddy (Sl.NO.207) in the panel year 2004-05, and to relegate the name of Sri M.G.M.Baig, Assistant Commissioner(Sl.No.230) to the next panel in terms of orders issued in G.O.Ms.No.62, General Administration (DPC.I) Department, Dated.08.02.1989. The Commissioner of Commercial Taxes, A.P., Hyderabad was requested to issue notices to the persons likely to be affected as per Rule-24 of AP State and Subordinate Service Rules, 1996 and after disposing of the objections, if any received, furnish necessary proposals along with his remarks to the Government for effecting notional promotion to Sri S.E.Krishna Mohan Reddy, CTO to the cadre of Assistant Commissioner (CT) in relaxation of Rule-33(a) of APS & SS Rules, 1996.

7. Accordingly, in the letter 11th read above, the Commissioner of Commercial Taxes, A.P., Hyderabad has issued show cause notice to the affected persons and calling the written statement of objections within (15) days from publication of notice in A.P.Gazette vide CCTs Ref.No.D2/647/2014, Dated.31.01.2015, and the same has been published in A.P.Extraordinary Gazette No.28, Dated.06.02.2015.

8. In the letter 12th read above, the Commissioner of Commercial Taxes, A.P., Hyderabad has reported that in response to the show cause notice only one objection has been received from Sri A.Sudhakar Reddy, AC(CT) (LTU), Abids Division, wherein he has requested to delete the name of Sri A.Katam Raju from the seniority list of Assistant Commissioners(CT) in the panel year 2005-06 and retain his name in the panel year 2010-11. In this regard the Commissioner of Commercial Taxes, A.P., Hyderabad has reported as per the records Sri A.Katam Raju, CTO was retired on 30.06.2000, but his date of retirement erroneously shown as 30.06.2010 in the seniority lists of CTOs and AC's(CT). Hence, the Commissioner of Commercial Taxes, A.P., Hyderabad has requested to consider the objection of Sri A.Sudhakar Reddy and to delete the name of Sri A.Katam Raju from the seniority list of Assistant Commissioners(CT) in the panel year 2005-06 and to retain the name of Sri A.Sudhakar Reddy in the panel year 2010-11, and requested the Government to assign notional promotion to Sri S.E.Krishna Mohan Reddy in the cadre of Assistant Commissioner (CT), above the name of his junior Sri G.Dwarakanath Reddy in the panel year 2004-05 w.e.f., 31.12.2005 from the date of joining of his junior in relaxation of Rule 33(a) of APS & SS Rules, 1996.

9. Government, after careful examination of the matter, hereby confirm the provisional decision taken in the memo 10th read above, to include the name of Sri S.E.Krishna Mohan Reddy, Commercial Tax Officer in the panel of Commercial Tax Officers fit for notional promotion to the category of Assistant Commissioner of Commercial Taxes, at Sl.No.206(A), between the names of Sri I.Srinagesh (Sl.No.206) and Sri G.Dwarakanath Reddy (Sl.NO.207) for the panel year 2004-05, and to relegate the name of Sri M.G.M.Baig, Assistant Commissioner (Sl.No.230) to the next panel in terms of orders issued in G.O.Ms.No.62, General Administration (DPC.I) Department, Dated.08.02.1989.

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Further, the objection of Sri A.Sudhakar Reddy, to delete the name of Sri A.Katam Raju from the seniority list of Assistant Commissioners(CT) in the panel year 2005-06 and to retain his name in the panel year 2010-11 is accepted.

10. Accordingly, Government hereby accord notional promotion to Sri S.E.Krishna Mohan Reddy, CTO to the cadre of Assistant Commissioner (CT) w.e.f., 31.12.2005 on par with his junior Sri G. Dwarakanath Redy from the date of his joining in the cadre of Assistant Commissioner(CT), in relaxation of Rule-33(a) of APS & SS Rules, 1996, subject to review of panels in the seniority list of Assistant Commissioners (CT) finalized vide G.O.Ms.No.129, Rev(CT.I)Dept., Dated.29.03.2014.

11. The Commissioner of Commercial Taxes, A.P., Hyderabad shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**J.C.SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)**

To
The Commissioner of Commercial Taxes, A.P., Hyderabad.
The individual concerned through the Commissioner of Commercial Taxes, A.P., Hyderabad.
The Accountant General, A.P., Hyderabad.
The Pay & Accounts Officer, A.P., Hyderabad.
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER